

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – RWS Department – Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada – Irregularities in works under CPWS Scheme to Vissannapeta and 32 other habitations in Vissannapeta (M) in Krishna District” taken up by RWS - Departmental proceedings under Rule 20 of A.P.C.S. (C, C & A) Rules 1991 – Article of charges – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 1667

Dt: 09.11.2011.

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O R D E R:

It is proposed to hold an enquiry against Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada is directed to submit a written statement of his defence before the disciplinary authority within (10) days of the receipt of this G.O.

4. Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada is invited to Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule. 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964.

7. The receipt of G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHITRA RAMACHANDRAN
PRINCIPAL SECRETARY TO GOVERNMENT (RWS)

To

Sri K.V. Padmanabha Rao,

Executive Engineer, RWS & S, Vijayawada

through Special Officer, O/o the ENC, RWS&S, Hyderabad.

The Special Officer, O/o the ENC, RWS&S,

Hyderabad. (with a request to return the acknowledged copy and W.S.D.)

Copy to:
The General Administration (V&E) Deptt. (477/V&E/E2/09-1)
The Secretary to VC, A.P.V.C.,
Hyderabad.
SF/SC

Section officer

Statement showing the Article of Charges against Sri K.V. Padmanabha Rao,
Executive Engineer, RWS & S, Vijayawada

CHARGE 1.

That Sri K.V. Padmanabha Rao, Executive Engineer, RWS & S, Vijayawada has check measured and recorded for payment for the following items of work in the M. Book without actually executing in the field.

- i. in execution of EW quantity for formation of SS tank bund considering linear measurements only without considering levels due to which an excess amount of Rs.15,79,829/- was paid to the contractor.
- ii. That, Sri K.V. Padmanabha Rao, Executive Engineer, RWS&S, Vijayawada, in construction of clear water sump at Head works without executing pipelines and valves etc., as per agreement conditions causing an excess payment of Rs.1,82,504/-.

BASIS:

The V&E has verified the work "CPWS Scheme to Vissanapeta and 32 other habitations in Vissnnpeta (M) in Krishna District" and furnished Report No.43 (477/V&E/E2/09), dt: 15.07.2011 and observed the following points.

1. Vide G.O.Ms.No.538, dt:1.04.2006 of Panchayat Raj & RD (RWS IIA) Dept., the Govt., have accorded Administrative sanction for the work "CPWS Scheme to Vissanapeta and 32 other habitations in Vissnnpeta (M) in Krishna District" under 12th Finance Commission Grant and technical Sanction was accorded by the CE, RWS, Hyd. for Rs. 600 lakhs vide CER No. 10/2005-06, Dated:3.5.2006. The work was entrusted to Sri P. Surya Prakasa Rao, Contractor, Vijayawada on tender basis @ 4.95% excess over the Estimate Contract Value (ECV) of Rs. 4,66,05,615/- vide 33/2007-08, Dated 25.2.2008 of the SE, RWS&S Circle, Vijayawada (Agt. Amount of Rs. 4,89,12,592.94) with agreement period as 12 months to complete the work before 2.2.2009.
2. The V&E Officials have inspected the work on 19.09.2009 & 23.09.2009 and stated that, an amount of Rs.1,82,504/- (15% of the cost of the clear water sump) was paid in excess to the Contractor even though the pipe connections with valve fittings were not executed and the clear water sump structure was not tested, deviating the clause 6.4 Sumps under Special conditions of the contract of the agreement. In the absence of the pipe connections with valve fittings the entire cost of the clear water sump (Rs.12,16,694/-) becomes unfruitful.
3. As per Clause 301.4.1 to 301.4.9 of APSS, all the original works shall be measured by levels and where the payments are made with reference to levels, the LF books, the section sheets in which the levels are plotted and the calculation sheets shall be treated as adjuncts to measurement book.
4. The action of the field officers by taking overall linear measurements instead of considering the already recorded levels for payment of earth work for bund formation is not appropriate. Due to that payment for an excess quantity of 12877.69 Cum with a cost of Rs.15,79,829/- has been made to the Contractor

Thus, it clearly proves that the EE, RWS has failed to discharge his legitimate duties in check measured and recorded for payment for the items of work in the M. Book without actually executing in the field. Hence, the Charges.

ANNEXURE II

List of documents for which the articles of charges are proposed to be sustained

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Vig & Enforcement Note No. 43 (477/V&E/E2/2009), dt:15.07.2011 along with annexures.

ANNEXURE III

List of witnesses by whom the articles of charges are proposed to be sustained.

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Sri K.S.N. Raju, Asst. Engineer, Rural Water Supply, Vissanapet Section.